

VAR-215/1 2005-795/183

## DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63).

As a below named inventor, I hereby declare that: My residence, mailing address, and citizenship are as stated below next to my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Japan July 17, 2003  I hereby claim domestic priority benefits under 35 United States Code §120 of any United States application(s), §119(e) of an States provisional application(s), or §365(c) of any PCT International application(s) designating the United States, listed be insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the prior application and the national or PCT international filing date of this application:	SYSTEM, METHOD, A			ATING GENE EXPRESSION	ON STATE, AND	)
Satistached hereto   OR   Satistached on   1/29/2004   as United States Application   Number   10/766,   Number or PCT   International Application   Number   10/766,   (Confirmation No.		RECORI	DING MEDIUI	M THEREFOR		
I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, included continuation-in-part application(s), material information which became available between the filing date of the prior application the national or PCT international filing date of the continuation-in-part application.  I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, if or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one count than the United States of America, listed below and have also identified below, by checking the box, any foreign application patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before the application on which priority is claimed.  Prior Foreign Application Number(s)  Country  Foreign Filing Date  Priority Claimed Yes No  275983/2003  Japan  July 17, 2003  Priority Claimed Yes No  275983/2003  I hereby claim domestic priority benefits under 35 United States Code §120 of any United States application(s), §119(e) of an States provisional application(s), or §365(c) of any PCT International application(s) designating the United States, listed be insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the prior application and the national or PCT international filing date of this application:		OR	Number o	r PCT International Application No.	tion Number <u>10</u> ), and w	766,011
continuation-in-part application(s), material information which became available between the filing date of the prior application the national or PCT international filing date of the continuation-in-part application.  I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, in or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one count than the United States of America, listed below and have also identified below, by checking the box, any foreign application patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before the application on which priority is claimed.  Prior Foreign Application Number(s)  Country  Foreign Filing Date  Priority Claimed Yes No  275983/2003  Japan  July 17, 2003  Priority Claimed Yes No  States provisional application(s), or §365(c) of any PCT International application(s) designating the United States, listed be insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred beta filing date of the prior application and the national or PCT international filing date of this application:			contents of the	above identified application,	including the cla	aims, as amended
or plant breeder's rights certificate(s), or 365(a) of any PCT international application(s) which designated at least one count than the United States of America, listed below and have also identified below, by checking the box, any foreign application patent, inventor's or plant breeder's rights certificate(s), or any PCT international application(s) having a filing date before the application on which priority is claimed.  Prior Foreign Application Number(s)  275983/2003  Country  Foreign Filing Date  Priority Claimed Yes No  July 17, 2003  Interpretation of any United States application(s), \$119(e) of any States provisional application(s), or \$365(c) of any PCT International application(s) designating the United States, listed be insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States International application in the manner provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the prior application and the national or PCT international filing date of this application:	continuation-in-part application(s), mate	rial information	which became	available between the filing		
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I hereby claim domestic priority benefits under 35 United States Code §120 of any United States application(s), §119(e) of an States provisional application(s), or §365(c) of any PCT International application(s) designating the United States, listed be insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States International application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge to disclose any information material to the patentability of this application as defined in 37 C.F.R. 1.56 which occurred between the prior application and the national or PCT international filing date of this application:	Prior Foreign Application Number(s)	Coun	ntry	Foreign Filing Date		Claimed No
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Prior II S. or International Application Number(s) II S. or International Filing Date	States provisional application(s), or §36: insofar as the subject matter of each of International application in the manner p to disclose any information material to t	5(c) of any PCT of the claims on orded by the face the patentability	International f this applicat first paragraph of this applica	application(s) designating the ion is not disclosed in a li of Title 35, United States Co tion as defined in 37 C.F.R.	e United States, I sted prior United ode, §112, I acknown 1.56 which occu	listed below and d States or PCT owledge my duty
Prior U.S. or International Application Number(s)  U.S. or International Filing Date  Status	Prior II C or International Application Nu					

I hereby appoint all attorneys of SUGHRUE MION, PLLC who are listed under the USPTO Customer Number shown below as my attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, recognizing that the specific attorneys listed under that Customer Number may be changed from time to time at the sole discretion of Sughrue Mion, PLLC, and request that all correspondence about the application be addressed to the address filed under the same USPTO Customer Number.

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PATENT TRADEMARK OFFICE

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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